

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

ERIC EICHEL, Individually and
as Personal Representative of
the Estate of Randi Eichel

&

SHANNAH EICHEL, a minor by and
through her father and next
friend Eric Eichel

Plaintiffs

v

UNITED STATES
OF AMERICA,

Defendant

CIVIL ACTION NO. MJG-02-4207

* * * * *

ORDER APPROVING SETTLEMENT ON
BEHALF OF A MINOR CHILD

On this 14th day of June, 2004,
parties have requested that the Court approve a settlement between
the United States of America and Plaintiff's minor child: Shannah
Eichel ("the minor child")

The complete and precise terms and conditions of
settlement are set forth in the Stipulation For Compromise
Settlement And Release Of Federal Tort Claims Act Claims Pursuant
To 28 U.S.C. § 2677 (hereinafter "Stipulation For Compromise
Settlement And Release"), attached hereto as Exhibit 1. The Court
has reviewed the Stipulation For Compromise Settlement And Release
The Court has also reviewed the May 17, 2004, opinion letter

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addressing the reasonableness of the settlement to the minor children, authored by Charles F. Gormly, Esquire, attached hereto as Exhibit 2.¹

Court is fully informed of the specifics of the full and final terms and conditions of the settlement. The Court understands that this settlement is contingent upon the satisfaction of the terms and conditions set forth in Exhibit 1, including an Order approving the settlement on behalf of the minor children. The Court finds that this settlement is fair, reasonable, and in the best interests of the minor child.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the settlement, as set forth in Exhibit 1, is hereby approved. It is further Ordered that Eric Eichel, as next friend and parent of Shannah Eichel, are authorized and required to sign the Stipulation For Compromise Settlement And Release, along with any other documents that are necessary to consummate this settlement, on behalf of the minor children.

IS FURTHER ORDERED, ADJUDGED, AND DECREED that the "settlement amount" of Eight Hundred Thousand and No/100 (\$800,000.00) shall be distributed according to the terms and

¹ Mr. Gormly is a respected member of the federal bar in the District of Maryland. The parties mutually agreed to ask Mr. Gormly to review the terms of the settlement and to render an opinion concerning the fairness and reasonableness of the proposed distribution to the minor children. Mr. Gormly concluded that the settlement on behalf of the minor child was indeed in the best interests of the minor.

conditions of the Stipulation For Compromise Settlement Release.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that attorneys' fees in this action shall be twenty-five percent (25%) of settlement amount (28 U.S.C. § 2678) and shall be paid as provided in the Stipulation For Compromise Settlement And Release

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, upon final execution of the Stipulation for Compromise Settlement And Release and after the payment of the settlement amount by the United States, the action brought by plaintiff Eric Eichel will be dismissed with prejudice, with each party bearing its own costs, expenses and fees, consistent with the Court's Order under Local Rule 111.

Date: June 14, 2004

/s/
Marvin J. Garbis
United States District Judge